

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-third Legislature First Regular Session - 2015

IN THE SENATE

SENATE BILL NO. 1028

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO SPEED LIMITS; AMENDING SECTION 49-654, IDAHO CODE, TO PROVIDE  
FOR CERTAIN SPEED LIMITS ON INTERSTATE HIGHWAYS AND STATE HIGHWAYS UN-  
LESS OTHERWISE POSTED.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 49-654, Idaho Code, be, and the same is hereby  
amended to read as follows:

49-654. BASIC RULE AND MAXIMUM SPEED LIMITS. (1) No person shall drive  
a vehicle at a speed greater than is reasonable and prudent under the con-  
ditions and having regard to the actual and potential hazards then exist-  
ing. Consistent with the foregoing, every person shall drive at a safe and  
appropriate speed when approaching and crossing an intersection or railroad  
grade crossing, when approaching and going around a curve, when approaching  
a hillcrest, when traveling upon any narrow or winding highway, and when spe-  
cial hazards exist with respect to pedestrians or other traffic or by reason  
of weather or highway conditions.

(2) Where no special hazard or condition exists that requires lower  
speed for compliance with subsection (1) of this section the limits as here-  
inafter authorized shall be maximum lawful speeds, and no person shall drive  
a vehicle at a speed in excess of the maximum limits:

(a) Thirty-five (35) miles per hour in any residential, business or  
urban district, unless otherwise posted in accordance with section  
49-207(2) or (3), Idaho Code;

(b) Seventy-five (75) miles per hour on interstate highways, unless  
otherwise posted in accordance with section 49-201(4), Idaho Code,  
and provided that this speed may be increased to eighty (80) miles per  
hour if the department completes an engineering and traffic study on  
the interstate highway and concludes that the increase is in the public  
interest and the transportation board concurs with such conclusion;

(c) Sixty-five (65) miles per hour on state highways, unless otherwise  
posted in accordance with section 49-201(4), Idaho Code, and provided  
that this speed may be increased to seventy (70) miles per hour if the  
department completes an engineering and traffic study on the state  
highway and concludes that the increase is in the public interest and  
the transportation board concurs with such conclusion;

(d) Fifty-five (55) miles per hour in other locations unless otherwise  
posted up to a maximum of seventy (70) miles per hour.

(3) For vehicles with five (5) or more axles operating at a gross weight  
of more than twenty-six thousand (26,000) pounds the maximum lawful speed  
limit on interstate highways in nonurban areas shall not exceed ten (10)  
miles per hour less for vehicles with less than five (5) axles and operating  
at a gross weight of twenty-six thousand (26,000) pounds or less, and in

1     urban areas the maximum lawful speed limit on interstate highways for such  
2     vehicles shall not exceed sixty-five (65) miles per hour.